

In Re application of:
Xing Zhou *et al.*

Application No.: 10/575,500

Filed: April 11, 2006

For: EASILY RETRIEVED BIOLOGICAL
SPECIMEN POUCH

Examiner: Eastwood, David C.

Group Art Unit: 3731

Confirmation No.: 3932

Substance of the Interview of June 30, 2009

SUBSTANCE OF THE INTERVIEW DATED JUNE 30, 2009

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On June 30, 2009, attorney Steven Laut (Reg. No. 47,736) conducted an interview with Examiner David Eastwood.

The items/assertions presented for discussion from Steven Laut for the Applicant were as follows:

- Spector- Not designed for insertion in a human; does not disclose slots or channels and the drawstring in Spector cannot open the casing.
- Conlon- The noose in Conlon cannot be used to open the pouch. Conlon does not teach or disclose the pouch has a serration with slots or a channel through which the string passes.
- Avellanet does not teach that the strands of wire or a wire by itself, would be inserted below an operating temperature and designed to enlarge based on body temperature
- Cope teaches that the operating temperature used in the basket is used above its transformation temperature. Therefore, Cope teaches that the basket is always in its original shape (Cope, col. 2, lines 61-65). Thus, Cope teaches away from the present invention.
- Possible other claims directed to the fact Applicant's invention is designed to be inserted at a temperature below the expansion range threshold (for smaller incision) and expands based on body temperature. The designed serration with the string in the channel allows a smaller removal item.

During the interview, the Examiner indicated that except for the Applicant's assertions regarding Conlon, no other assertions were agreed to.

Please direct all correspondence to **Myers Andras Sherman LLP**, 19900 MacArthur Blvd., Suite 1150, Irvine, California 92612.

Respectfully submitted,

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